

BILL NO. _____

ORDINANCE NO. _____

INTRODUCED BY: **[Council Members Present / Council as a Whole]**

AN ORDINANCE AMENDING CERTAIN SECTIONS WITHIN ARTICLE 13.4 OF CHAPTER 49 OF THE CODE OF ORDINANCES FOR THE CITY OF FERGUSON, RELATING TO ZONING IN THE CITY OF FERGUSON.

WHEREAS, the regulation of zoning in the City of Ferguson represents a matter of public safety properly subject to municipal regulation; and

WHEREAS, the City desires to amend its Code of Ordinances for the purpose of zoning within the City of Ferguson;

THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FERGUSON, MISSOURI, AS FOLLOWS:

SECTION 1. Section 13.4 of Chapter 49 of the Code of Ordinances of the City of Ferguson is hereby amended to read as follows:

13.4. – SPECIAL USES.

A. ~~Used~~ Vehicle Sales **and service** (all uses within SIC Code 55 and SIC Code 75) based on the following criteria:

- (1) Shall be located on a site of at least one acre.
- (2) All vehicles shall be in proper running order. **Vehicles which are not in proper running order may be parked on the premises for a period not to exceed 14 days. At no time shall such vehicles exceed ten percent of the parking capacity of the premises, or twenty vehicles, whichever is less.**
- (3) Shall be located at least 1,000 feet from the nearest lot line of any existing used motor vehicle sales establishment within the City of Ferguson.
- (4) **The following design and maintenance standards shall apply to all parking on premises utilized for used car sales, regardless of whether said parking is occupied by vehicles offered for sale, held for repair, or by customers and employees:**
 - (a) **Parking spaces (except for parallel parking spaces) shall be a minimum of nine feet wide, 19 feet long, and shall provide seven feet of vertical clearance.**
 - (b) **Parallel parking spaces shall have minimum dimensions of 8 feet wide by 23 feet long.**

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(c) All spaces shall be accessible from a public street, without the need to cross a sidewalk except at an authorized curb cut, and without the need to move other vehicles.

(d) All vehicles, whether offered for sale, held for repair, or of customers and employees, shall be parked in a parking space. Parking of vehicles without regard to the location of parking spaces, for the purpose of increasing the number of vehicles that are stored, is expressly prohibited.

~~(4)~~(5) Additional criteria necessary to protect the public health, safety, and welfare as determined by the City Council.

SECTION 2. In conformity with the provisions of said Code, the City Clerk shall cause appropriate copies to be made hereof and shall insert such copies in each edition of said Code.

SECTION 3. All ordinances and parts of ordinances in conflict with this ordinance are, to the extent of such conflict, hereby repealed.

SECTION 4. This Ordinance shall be in full force and effect from and after the date of its passage and approval.

FIRST READING: _____ **SECOND READING:** _____

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF FERGUSON, MISSOURI, THIS _____ DAY OF _____, 2023.

ATTEST:

Ella M. Jones, Mayor

Octavia Pittman, City Clerk